

## UNITED STATES DISTRICT COURT

for the  
Eastern District of WashingtonFILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

Jan 24, 2020

SEAN F. McAVOY, CLERK

BRET WYATT NEAL,

\_\_\_\_\_  
*Plaintiff*

v.

STATE OF WASHINGTON, YAKIMA COUNTY,  
JOSEPH A. BRUSIC and CITY OF YAKIMA,

Civil Action No. 1:19-CV-3173-RMP

\_\_\_\_\_  
*Defendant*

## JUDGMENT IN A CIVIL ACTION

The court has ordered that (*check one*):☐ the plaintiff (*name*) \_\_\_\_\_ recover from the  
defendant (*name*) \_\_\_\_\_ the amount of  
\_\_\_\_\_ dollars (\$ \_\_\_\_\_), which includes prejudgment  
interest at the rate of \_\_\_\_\_ %, plus post judgment interest at the rate of \_\_\_\_\_ % per annum, along with costs.☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (*name*) \_\_\_\_\_  
\_\_\_\_\_ recover costs from the plaintiff (*name*) \_\_\_\_\_☒ other: The Complaint (ECF No. 1) is DISMISSED for failure to state a claim upon which relief may be granted, but without  
prejudice to Plaintiff pursuing appropriate state appellate review of his state criminal proceedings and federal habeas relief  
if warranted.

This dismissal will NOT count as a "strike" pursuant to 28 U.S.C. § 1915(g).

The Court certifies that any appeal of this dismissal would not be taken in good faith.

Judgment entered for Defendants.

This action was (*check one*):☐ tried by a jury with Judge \_\_\_\_\_ presiding, and the jury has  
rendered a verdict.☐ tried by Judge \_\_\_\_\_ without a jury and the above decision  
was reached.☒ decided by Judge ROSANNA MALOUF PETERSON \_\_\_\_\_

Date: 01/24/2020 \_\_\_\_\_

CLERK OF COURT

SEAN F. McAVOY \_\_\_\_\_

s/ Allison Yates \_\_\_\_\_

(By) Deputy Clerk

Allison Yates \_\_\_\_\_